IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINETEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

WRIT PETITION NO: 14618 of 1991

Between:

Ramachandramma W/o Parvat Reddy, Occ: Household R/o Kodangal

Village and Mandal, Mahabubnagar District.

.... PETITIONER

AND

1) The Revenue Divisional Officer,Narayankhed Mandal, Mahabubnagar

District.

2) The Mandal Revenue Officer,Kodangal Mandal, Mahabubnagar

District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate writ or writs, order or direction, declaring and setting aside the notice

dt.25.8.1989 in Procdgs.No.D/3017/87 and the consequential attachment notice dated 23.9.1991 in Form No.7-A of the Revenue Recovery Act, on the file of 2nd respondent herein, as illegal, arbitrary and without jurisdiction, award costs.

Counsel for the Petitioner: MR.K.RAGHUVEER REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court made the following:

O R D E R: -

This writ petition is directed against the proceedings dated 25.8.1989 on the file of the Mandal Revenue Officer, Kodangal Mandal, Mahabubnagar District, attaching the properties of the petitioner for realisation of revenue dues payable by the petitioner to the State Government towards deficit stamp duty and penalty amounting to Rs.3,520/-. The adjudication as to the payment of stamp duty has become final as early as in the year 1986, which remains unchallenged. The consequential order of attachment alone is challenged in this writ petition. As long as the determination made by the competent authority as to the deficit stamp duty and penalty remains in operation, the authorities may not be precluded and prevented from proceeding under the provisions of Revenue Recovery Act, 1864, for realisation of arrears.

Viewed from any angle, I do not find any merit in this writ petition and the same shall stand dismissed without costs.

Dt : 19.08.2004.

Sd/-

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1) The Revenue Divisional Officer,Narayankhed Mandal, Mahabubnagar

District.

2) The Mandal Revenue Officer,Kodangal Mandal, Mahabubnagar

District.

3) The Govt. Pleader for Revenue, High Court Buildings, Hyd. (OUT)

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